

#### DEPARTMENT OF THE NAVY BUREAU OF NAVAL PERSONNEL 5720 INTEGRITY DRIVE MILLINGTON TN 38055-0000

5720 PERS 00J6/20170550 August 15, 2017

Mr. Adam Weinstein
Task & Purpose
e.weinstein@taskandpurpose.com

Dear Mr. Weinstein:

SUBJECT: YOUR FREEDOM OF INFORMATION ACT (FOIA) REQUEST

This is in response to your Freedom of Information Act (FOIA) request in which you seek U.S. Navy Official Military Personnel File (OMPF) information pertaining to Lieutenant Junior Grade (LTJG) John M. Posobiec III, USNR. Your request was received in this office on August 15, 2017, has been assigned FOIA case file number CNPC20170550 by this command.

A releasable copy of available responsive information is enclosed. The redacted portions of the released documentation is exempt from disclosure under FOIA exemption 6 [5 U.S.C. § 552(b)(6)]. Release of such information would be a clearly unwarranted invasion of the personal privacy of LTJG Posobiec and other identified individuals. Current duty assignment is also exempt from disclosure under FOIA exemption 3 [5 U.S.C. § 552(b)(3)] in conjunction with 10 U.S.C. § 130b due to billet assignment in an overseas, sensitive, or routinely deployable unit. The Defense Finance and Accounting Service (DFAS) is the cognizable activity regarding pay. An informational printout for DFAS is enclosed should you wish to contact them.

Because your request is partially denied by this command, you are advised of your right to appeal this determination in writing to the Office of the Judge Advocate General, OJAG Code 14, 1322 Patterson Avenue SE Suite 3000, Washington Navy Yard, DC 20374-5066.

If an appeal is deemed necessary, it must be received in that office within 90 calendar days from the date of this letter, in order to be considered. To expedite an appeal, you should enclose a copy of this letter and a copy of the original request along with a statement regarding why your appeal should be granted. The letter of appeal and the envelope should bear the notation, "FOIA/PA APPEAL."

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I am the official responsible for the partial denial of your request. Should you wish to discuss the processing of your request by this command, you may contact the undersigned at

(901) 874-3165. You may also contact the DON FOIA Public Liaison, Christopher Julka, at Christopher.a.julka@navy.mil or (703) 697-0031.

Sincerely,

D. P. GERMAN FOIA/PA Officer

By direction

#### How to Submit a FOIA Request

You can submit your FOIA request in the following formats: electronic, written or via fax. Before submitting a FOIA request, please check to see if the information you are looking for is available in our <u>Electronic Reading Room (/foia/foiareadingroom.html)</u>, or perhaps listed under another category on our Web site.

#### **Step 1: Preparing your request**

Follow these easy steps to correctly prepare your request:

- Describe, in detail, the record or records you are seeking. Providing detailed information helps to improve your response. At minimum provide:
  - · Descriptive information about the document
  - · Time frame to be searched
  - Type of document or report
- State your willingness to pay all FOIA search and copy fees or state the most you are willing to pay in fees. If you would like a waiver, provide justification to support the waiver. If you don't specify the most you are willing to pay we'll assume you'll pay up to \$250. If the fees are estimated to be more than \$250, we'll contact you with an estimated cost prior to searching documents. Read about how FOIA fees are estimated (http://www.dtic.mil/whs/directives/infomgt/forms/eforms/dd2086.pdf).
- If you submit a written request, label the envelope "FREEDOM OF INFORMATION ACT REQUEST."
- Include your complete postal service mailing address on your request so we can respond to you. If you can, please include a phone number as well.

#### Submitting your request

DFAS records are decentralized so if you know which location maintains the records, send your request to the location directly. If you don't know where the record is maintained, send your request to the FOIA/PA Program Manager's Office. Where to send a FOIA/PA request:

Indianapolis FOIA/PA Program Manager

8899 East 56th Street

Indianapolis, IN 46249-0150

Office: 317-212-4591 Fax: 317-212-8802

Active Duty Army, Air Force, Reserve, Guard, Civilian payroll records, and other Agency reports,

vouchers, contracts, etc

Cleveland

FOIA/PA Adherence Division

1240 East Ninth Street, Room 1417

Cleveland, OH 44199

Office: 216-522-5225

Fax: 216-522-5471

Active Duty Navy, Marine Corps, Reserve, Guard, Retired/Annuitant Pay, Garnishment, Civilian payroll and other Agency reports, vouchers, etc

## **Step 3: Processing your request**

You should receive a response to your request within 20 workdays. If the request is sent to the improper DFAS FOIA office that office can take no more than ten days to transfer the request to the appropriate FOIA officer. If your request requires legal review or clarification, response time could be longer than 20 days.

(/foia/foiaappeal.html) How to file a FOIA appeal if your request was denied. (/foia/foiaappeal.html)

Page updated April 2, 2013.

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DD FORM 4/1, OCT 2007

ANYONE HAS PROMISED ME IS NOT VALID AND WILL NOT BE HONORED.

(Initials of Enlistee/Reenlistee)

PRÉVIOUS EDITION IS OBSOLETE

c. The agreements in this section and attached annax(es) are all the promises made to me by the Government. ANYTHING ELSE

### C. PARTIAL STATEMENT OF EXISTING UNITED STATES LAWS

9. FOR ALL ENLISTEES OR REENLISTEES:

.D. Y.

I understand that many laws, regulations, and military customs will govern my conduct and require me to do things under this agreement that a civilian does not have to do. I also understand that various laws, some of which are listed in this agreement, directly affect this enlistment/reenlistment agreement. Some examples of how existing laws may affect this agreement are explained in paragraphs 10 and 11. I understand that I cannot change these laws but that Congress may change these laws, or pass new laws, at any time that may affect this agreement, and that I will be subject to those laws and any changes they make to this agreement. I further understand that:

- a. My enlistment/reenlistment agreement is more than an employment agreement. It effects a change in status from civilian to military member of the Armed Forces. As a member of the Armed Forces of the United States, I will be:
- (1) Required to obey all lawful orders and perform all assigned duties.
- (2) Subject to separation during or at the end of my enlistment. If my behavior falls to meet acceptable military standards, I may be discharged and given a cartificate for less than honorable service, which may hurt my future job opportunities and my claim for veteran's benefits.
- (3) Subject to the military justice system, which means, among other things, that I may be tried by military courts-martial.
- (4) Required upon order to serve in combat or other hazardous situations.
- (5) Entitled to receive pay, allowances, and other benefits as provided by law and regulation.
- b. Laws and regulations that govern military personnel may change without notice to me. Such changes may affect my status, pay, allowances, benefits, and responsibilities as a member of the Armed Forces REGARDLESS of the provisions of this enlistment resultstment document.
- 10. MILITARY SERVICE OBLIGATION, SERVICE ON ACTIVE DUTY AND STOP-LOSS FOR ALL MEMBERS OF THE ACTIVE AND RESERVE COMPONENTS, INCLUDING THE NATIONAL GUARD,
- a. FOR ALL ENLISTEES: If this is my initial enjistment, I must serve a total of eight (3) years, unless lamagoner discharged or otherwise extended by the appropriate authority. This eight year service requirement is called the Military Service Obligation. Any part of that service not served on ctive duty must be served in the Reserva Component of the service in which have enlisted. If this is a reenlistment, I must sarvefille number of years specified in this agreement, unless I am softner discharged or otherwise extended by the appropriate authority. Some laws that affect when I may be ordered to serve on active duty, the length of my service on active duty, and the length of my service in the Reserva Component, even beyond the eight years of my Military Service Obligation, are discussed in the following paragraphs.
- b. I understand that I can be ordered to active duty at any time while I am affirm belong the DEP. In a time of war, my enlistment may be extended without my consent for the duration of the war and for six month after its end (10 U.S.C. 506, 12103(c)).
- c. Assemmentar of a Reserve Component of an Armed Force, In time of warker of national amergency declared by the Congress, I may, without my consent, be ordered to serve on active duty, for the entite period of the war or emergency and for six (6) months after its end 10 U.S.C. 12301(a)). My enlistment may be extended during this period without my consent (10 U.S.C. 12103(c)).

- d. As a member of the Ready Reserve (to include Dalayed, Entry Program), in time of national emergency, declared by the President, I may, without my consent, be ordered to serve on active duty, and my military service may be extended without my consent, for not more than 24 consecutive months (10 U.S.C. 12302). My enlistment may be extended during this period without my consent (see paragraph 10g).
- e. As a member of the Ready Reserve, I may at any time and without my consent, be ordered to active duty to complete a total of 24 months of active duty; and my anilstment may be extended so I can complete the total of 24 months of active duty, if:
- (1) I am not assigned to, or participating unsatisfactorily in, a unit of the Ready Reserve; and
  - (2) I have not met my Reserve obligation; and
- (3) I have not salved on active duty for a total of 24 months (10 U-Sig. 12363)
- f. As a membar of the Scienced Reserve or as a member of the individual Ready Reserve mobilization category, when the President determines that it is necessary to augment the active force for any operational mission or for certain emergencies, thray, without my consent, be ordered to active duta for not mole than 365 days (10 U.S.C. 12304). My enlistment maybe extended during this period without my consent (see Saragraph 10g).
- g. During any period members of a Reserve component are serving on active duty pursuant to an order to active duty jurished to an order to active duty jurished to an order to active duty jurished to the service of 10 U.S.C. 12301, 12302, or 12304, the President may suspend any provision of law relating to my promotion, rathement, or separation from the Armed Forces if the or his designee determines I am essential to the national security of the United States. Such an action may result in an extension, without my consent, of the length of service specified in this agreement. Such an extension is often called a "stop-loss" extension (10 U.S.C. 12305).
- h. I may, without my consent, be ordered to perform additional active duty training for not more than 45 days if I have not fulfilled my military service obligation and fail in any year to perform the required training duty satisfactorily. If the failure occurs during the last year of my required membership in the Ready Reserves, my enlistment may be extended until I perform that additional duty, but not for more than six menths (10 U.S.C. 10148).
- 11. FOR ENLISTEES/REENLISTEES IN THE NAVY,
  MARINE CORPS, OR COAST GUARD: I understand that if I
  am serving on a naval vessel in foreign waters, and my
  enlistment expires, I will be returned to the United States for
  discharge as soon as possible consistent with my desires.
  However, if essential to the public interest, I understand that I
  may be retained on active duty until the vessel returns to the
  United States. If I am retained under these circumstences, I
  understand I will be discharged not later than 30 days after my
  return to the United States; and, that except in time of war, I
  will be entitled to an increase in basic pay of 25 percent from
  the date my enlistment expires to the date of my discharge.
- 12. FOR ALL MALE APPLICANTS: Completion of this form constitutes registration with the Selective Service System in accordance with the Military Selective Service Act. Incident thereto the Department of Defense may transmit my name, permanent address, military address, Social Security Number, and birthdate to the Selective Service System for recording as evidence of the registration.

(Initials of Enlistee/Reenlistee)

DD FORM 4/1 (PAGE 2), OCT 2007

NAME OF ENLISTEEREENLISTEE (Last, First, Middle) POSOBIEC JOHN MICHAEL III		SOCIAL SECURITY NO. OF ENLISTEE/REEN
	CERTIFICATION AND ACC	
13a. My acceptance for enlistment is based information is false or incorrect, this enlistment by a Federal, civilian, or military court and, if for	ound guilty, may be punished.	aministratively by the Government or Tringy b
I certify that I have carefully read this documed and how they may affect this agreement, that only those agreements in Section B as honored. I also understand that any other procession B or the attached annex(es) are not	nd Section C of this document	imed to my satisfactional fullyaunderstand to recorded on the attached annex(es) v
SIGNATURE OF ENLISTEE/REENLISTEE	ATTOCATE AND WALL TO THE MONOR	c. DATE SIGNED (YYYYMMDD)
		<b>2</b> 0090930
14. SERVICE REPRESENTATIVE CERTI	FICATION	N N
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NAME OF ENLISTEE/REENLISTEE (Last, First, Midd	Se)	SOCIAL SECURITY NO.	OF ENUSIEE REERIUS (ER
POSOBIEC JOHN MICHAEL III			
F. DISCHARGE	FROM/DELAYED ENTRY/EI	NLISTMENT PROGRAM	()
20a. I request to be discharged from the Dela	ved Entry/Enlistment Program (O	FP) and entitled in the Reg	tion Commonts of
United States (list branch of service) NAVY		for a period of	Years and
O weeks. No changes have be	en made to my enlistment option	IS OR if changes were made	athey and recorded on
Annex(es)			A September of
Inhiate			
which replace(s) Annex(es)			
			<u> </u>
b. SIGNATURE OF DELAYED ENTRY/ENLISTING Biometrically Signed	INT PROGRAM ENLIST	c. DATESIONED (YYYTHME 20100525 09:50:53	נסו
G. APPROVAL A	ND ACCEPTANCE BY SER	ICE REPRESENTATIVE	
21. SERVICE REPRESENTATIVE CERTIFICA	LTION	1	
a. This enlistee is discharged from the Reserv	e Component shown in kem than	xi is accepted for enlistment	in the Regular
Component of the United States (isl branch of se	ervice) NAVY	In pa	ay grade E-3 .
h WAMP # set Get If (Ke)	c. PAY GRADE	d. UNIT/COMMAND NAME	
e. SKGNATURE	GS-7	USN RECRUITING DIST g. UNIT/COMMAND ADDRE	
Biometrically Signed	(75010050) 20100505 0950:53	PHILADELPHIA PA 19102-1495	·
H. CONFIRM	MATION OF ENLISTMENT O	R REENLISTMENT	
22a. IN A REGULAR COMPONENT OF THE A	ARMED FORCES:		•
I, JOHN MICHAEL POSOBIEC III.	•	mly swear (or allim) that I w	ill support and defend
the Constitution of the United States against a			
and that I will obey the orders of the Residen			
		cere or me ornoers subourn	ic over me, according to
regulations and the Uniform Code & Military Ju	Silce. So help me God.		
b. SIGNATURE OF ENLISTEE/REENDSTEE		DATE SIGNED CYYYMKO	10)
Biometrically Signed		20100525 11:33:16	•
23. ENLISTMENT OFFICER SERTIFICATION		in)	
e. The abovergath was administered, subscrib	ed, and duly ewom to (or affilme	d) before me this date.	
- 14 ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) (	c. FAY GRADE 0-2	d. UNIT/COMMAND NAME FORT DIX MEPS	
e. SIGNATURE	1. DATE SIGNED	g. UNIT/COMMAND ADDRE	SS (City, State, ZIP Code)
Nomedically Signed	20100525 11:33:16	FORT DIX NJ 08640-5645	-
Unitals of Enlisted Reanlisted) Biometrically S	igned		
DD FORM 4/3, OCT 2007	PREVIOUS EDITION IS OBSO	LETE.	

# Accession Training (NAT) Pro



		Enlistment Guarantee
POSOBIEC, JOH	N MICHAEL III	
NAME (Last, Firs	t, Middle, Jr., etc.)	SSN
1. ACKNOWLE	DGEMENT: In connection with my enl	lishment into the U. S. Navy Reserve I hereby acknowledge that
a. I am enlisti and the remainin	ng into the U.S. Navy Reserve for a p ng two years in the non-drilling individu	eriod of eight years, six of which will be in an active drilling statute an Selected Reservi al Ready Reserve (IRR).
b. I am enlisti Upon enlistment	ng with the following guarantees and u , I will be enlisted under the provisions	understanding: of COMNAVCRUITCOMINST 1130.8 with the option of options as indicated below:
Option (1)	NAT/IS/INTELLIGENCE SPECIALIST	
Option (2)	ENLISTMENT BONUS \$20,000.00	
Option (3)	ASSIGNMENT TO NRC FORT DIX, NJ	
Option (4)	NA	
and periodically i	throughout my enlistment.	s throughout my obligated service for attractume professional, military, physical, as guaranteed in section 1b and of at mueliorbility will be rechecked during recruit training
am found no long	ger eligible for the options listed in Sectional disqualifications; or because to	Class "A" and Class "C" School (if nea ssary) listed in section 1b above, and the clive Duty for Training (IADT) orders. I understand I will be required to report to my ays upon completion of my IADT orders. If, during the periodic reviews of my eligibility, cition 1b because of infomiation I, provided in my enlistment application; because of a of some reason that is not due to my fault, negligence or conduct, I may choose one of
accession, pund	Gerseum mar it i electanis obtion mat i	
b. Elect entry-	level separation from the Navy Resen	ve,
c. In any ever	it, the Navy Reserve may, at its option	choos in discharge me.
4. If I have enlist	ted in one of the following rates I must	meanthe following requirements:
☐ HM 840	4- Attend Class *C" school immediat	tely following the successful completion of Class "A" school.
		ely following the successful completion of Class "A" school.
		as upon successful completion of Class "A" school.
<ol> <li>If I am not en conduct, or if I ar the Navy Reserv</li> </ol>	33 UISCITZIUSO ITOMI IL TOMINO Y LORISON NO	ed in section 1b above because of some reason that is due to my fault, negligence, or of specified in paragraph 3, then I lose all guarantees and I am subject to separation from
6. i must mainta i fail to do so, i w for re-affiliation/s	in satisfactors drill participation and Ar ill be processable for Administrative Se aenlistment	nnual Training requirements as outlined in the NAT Statement of Understanding. Should paration and/or placed in the IRR due to Unsatisfactory Performance, not recommended
training that i	receive 1 M P111	Tests
	nitials)	

PRIVACY ACT NOTIFICATION

This exament contains information covered under the Privacy Act of 1974, 5 USC 552a and its various implementing regulations and must be protected in accordance with the expressions. You, the recipient/user, are obliged to maintain it in a safe, secure and confidential manner. Re-disclosure without consent or as permitted by law is producited. Unauthorized re-disclosure or failure to maintain confidentiality subjects you to application of appropriate sanctions. If you have received this correspondence in error, please notify the sender immediately and destroy any copier you have made.

NAVCRUIT 1133/52 (Rev 5-08)

to DD Form 4 dated

NEW ACCESSI.	RATHTHE	PPOGPAM	STATEMENT	7

DERSTANDING

Name (Last, First, Middle Initial) POSOBIEC, JOHN MICHAELIII

Social Security Number

: I understand and agree that I am enlisting under the provisions of the New Accession Training Pr years. The program is designed to provide me with Basic Training and Class "A" School with a follow-on obligation or me to drill within the Navy Reserve for six years from the date of enlistment. The remaining two years may be spent in a drill status or I may request transfer to the Individual Ready Reserve (IRR). The requirements for that obligation are:

1. I must report to NRC FORT DIX, NJ

(Naval Reserve Acti ity assigned)

within three working days of completion of my Initial Active Duty for Training (IADT) orders.

- 2. I am also required to maintain satisfactory participation within the Naval Reserve. This include
- a. Maintain Physical and Dental Readiness Standards are listed in OPNAVINST 6112 (Ser s) and MANMED.
- b. Maintain satisfactory Reserve participation as defined by Commander, naval Receive Force CNRF).
- (1) Initially I will be assigned a requirement of 48 drills per year; currently I must attend a minimum of 40 drills to maintain satisfactory participation.
  - (a) Normally four drills will be completed each month. Drill schedules will be published in advance.
  - (b) One drill period is defined as a four-hour training period. Normalizative drills will be completed on one day.
- (c) in case I am unable to attend a drill, I am required to contact my Unit Commanding Officer or their designated representative prior to the completion of the scheduled drill. My Commanding Officer has complete adjudication authority with the disposition of that drill.
- (2) I am required to perform a two-week Annual Training as scheduled by my Unit Commanding Officer each fiscal year (1 OCT - 30 SEP), unless waived by CNRF.
- The expiration of my drill obligation should be six year afterminy agreesion date.
- 4. If my participation becomes unsatisfactory prior to the ind of my six-year drilling obligation, I may be authorized probation from the Commanding Officer of the Naval Reserve Activity or be transferred to the IRR. Re-affiliation will not be authorized without approval from Commander, Navy Recruiting Command (N3).
- 5. I fully understand the provisions of this program and agree to fulfill the obligations as stated above.



(Signature of Applicant/Date



PRIVACY ACT NOTIFICATION

This document continue in the ration covered under the Privacy Act of 1974, 5 USC 552a and its various implementing reoriation and must be protected in accordance with those provisions. You, the recipient/ user, are obliged to maintain it in a safe, secure and confidential manner. Re-disclosure without consent by law is prohibited. Unauthorized re-disclosure or failure to maintain confidentiality lication of appropriate sanctions. If you have received this correspondence in error, the studer immediately and destroy any copies you have made.

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Report 17. Regular X 18. Concurrent  22. Reporting Senior (Last, FI MI) 23. Grade 24. Desig 25. Title	a la NA
CDR 1835	25 UIC 27 1864 92 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
28. Command employment and command achievements.  Reserve Intelligence Unit; Support Command: Office reliable maritime intelligence products and	
reliable maritime intelligence products and service global contingency operations.	es in support of National Defense and
29. Primary/Collateral/Watchstanding duties. (Enter primary duty abbreviation in box.)	
LNIBU ANALYST   THERT.TOPHOR ANALYSE PARE	sible for the timely and accurate
analysis and production support in a unit 1254 ners	
MOB: TACTICAL HUMINT CO. PFA: 11-1.	

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44. QUALIFICATIONS/ACHIEVEMENTS - Education, awards,	community involvement, etc., duri	ng this period.	

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· 人名英格兰 美国的 医克拉克氏			
<b>对于"自己的基本"的对象。</b>			
AT/ADT/ADSW: 11AUG12-D1AUG201 US	8 Blue Ridge	•	
	8 Blue Ridge		•
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olunteers time with voting regi	stration drives for	Montgomery County	r Dh

EVALUATION REPORT & COUNSELING RECORD (E1-E6) RCS BUPERS [610-1 1. Name (Last, First MI Suffix)
POSOBIEC, JOHN M III 2. Rate IS2 INACT AT/ADSW/ 7. Ship/Station 8. Promotion Status REGULAR 9. Dide Reported 4.2SEP11 3577A JTF-GTMO/J2 Occasion for Report Period of Report Premetica/ 12. Frecking X 10. Periodic II. of Individual 13. Special 14. From: 12SEP11 .3MAR15 16. Not Observed Type of Report 20. Physical Readiness 21 Hillet Subcattenory (Ifany) X 17. Regular 18. Contument 22 Reporting Senior (Last, FI MI) 23, Grade 24. Desig 25. Title 26. UIC GS-15 CIV J2X CHIEF 3577A 28. Command employment and command achievements. Conduct strategic counter-terrorism operations, all-source analysis detaine assessments, and screening operations to collect and exploit intelligence information in support of Operation ENDURING FREEDOM and the Global War on Terrorism. 29. Primary/Collateral/Watchstanding duties. (Enter primary duty abbreviation in box.)
[INTEL ANALYST PRI: Intel Analyst-3 Principles.] INTEL ANALYST PRI: Intel Analyst-3. Provide capabilities for strategic counter-terrorism collection, exploitation and all-source analysis. GOLL: Facility ITO-3. Accountable for classified IT assets and assisting J6 ITO with facility IT concerns.

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1. Name (Last First MI Suffice	PORT & COUNSELIN	IG RECURI	) (EI-E6) (confd)	RCS BUPERS 1610-
I. Name (Last, First MI Suffix) POSOBIEC, JOHN M	III	2 Rate IS2	3. Desig	
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Reserve intelligence unit: Supported Command - Defense Intelligence Agency, Directorate for
Analysis and Production. Produces regional intelligence assessments and performs baseline
military infrastructure analysis and integrated targeting database production. 29. Primary/Collateral/Watchstanding duties, (Enter Primary duty abbreviation in box.) ANALYST PRI: Intel Analyst-6; COLL: Urinalysis Program Coordinator-6 [PRI-4. PFA: 15-2.

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